

**State of Alaska  
Department of Labor  
Division of Labor Standards and Safety**

**AKOSH Program Directive 98-03**

**Date: March 1998**

**To: All AKOSH Staff**

**From: Alan W. Dwyer, Director**

**Subject: CPL 2-0.51I Enforcement Exemptions and Limitations under the Appropriations Act**

This program directive, PD 98-03 will implement *OSHA Instruction CPL 2-0.51I Enforcement Exemptions and Limitations under the Appropriations Act*. This instruction is attached and becomes part of this program directive.

This directive explains the limits (exemptions and limitations) for the Occupational Safety and Health Administration's (OSHA) enforcement activity under the Appropriations Act.

In providing funding for OSHA, the U.S. Congress has placed restrictions on enforcement activities regarding two categories of employers: small farming operations and small employers in low-hazard industries. The Appropriations Act contains limits for OSHA Act activities on a year-by-year basis.

Although the U.S. Congress has placed these restrictions on federal OSHA appropriations, there are no such restrictions on state monies. State statutes require certain actions that Alaska must follow. These exempted activities will, therefore, be funded by "State only" monies.

This directive cancels AKOSH PD 93-2 (OSHA Instruction CPL 2.51H) dated April, 1993.

References: (1) OSHA Instruction STP 2.22A, May 14, 1986, the State Plan Policies and Procedures Manual; (2) OSHA Instruction CPL 2.103, September 26, 1994, the Field Inspection Reference Manual; (3) Secretary's Orders 5-96 and 6-96, December 27, 1996, Delegation of Authority and Assignment of Responsibility to the Assistant Secretary for Employment Standards and Other Officials in the Employment Standards Administration and the Assistant Secretary for Occupational Safety and Health; and (4) OSHA Instruction CPL 2.115, June 14, 1996, Complaint Policies and Procedures.

Attachment: *OSHA Instruction CPL 2.51I dated January 20, 1998.*

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